

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: COLORADO

The agency does not apply the trust provisions in any case in which the agency determines that such application would work an undue hardship.

Criteria for applying this undue hardship exception will be added to Colorado's state regulations during the spring of 1995, and will generally be based upon the guidelines recommended in section 3259.8 of the State Medicaid Manual, transmitted by the U.S. Health Care Financing Administration in November 1994.

Colorado has not yet established an undue hardship provision or maximum value for exempting irrevocable burial trusts. However, Colorado currently exempts irrevocable burial trusts in accordance with the SSI financial eligibility rules.

TN No. 95-010
Supersedes 92-2 Approval Date 09/11/95 Effective Date 1-1-95
TN No. 92-2